

1890-008 Chancery Cases: William H. Bostic & wife to vs. Exrs. of B. B. Taylor & Lee Co.

Webb, Carter, Robinett, Wood

CA - Estate Dispute
T-Property

Will: 1882 : Benjamin B. Taylor : Scott Carty

To His Honorable H. K. Morison, Judge of the
Circuit Court of Scott County, Virginia

Your orators and oratrices, Emory F. J. Carter
and Victoria his wife, Ira P. Robinette and Malinda
M. his wife, William H. Postie and Marilla his
wife, ^{Wm a Orvis and Malinda his wife} and L. A. Robinette and Amanda his wife,

humbly complaining, sheweth unto your Honor
that these female complainants are daughters
of one Benjamin B. Taylor now deceased; that
said Malinda married the said Ira P. Robinette,
Marilla married the said Wm H. Postie, Victoria
married the said ^{Malinda married Wm a Orvis} Emory F. J. Carter, and Amanda
married the said L. A. Robinette; Your orators
oratrices would further represent that on the

1881 the said Benjamin B. Taylor
died leaving as his children and heirs
the said Victoria the wife of said Emory
Malinda, the wife of the said Ira P. Robinette,
Marilla, the wife of the said Wm H. Postie,
and the wife of the said L. A. Robinette, who
their said husbands are joined as complainants
in this suit in conformity with the Statute, A. C. 1860
H. Taylor, Henry C. Taylor, John D. Taylor and Mary
who married one Samuel Webb: that some time
after the death of the said Benjamin B. his said
son Arian H. Taylor died leaving two sons, Emory
and Worley who are infants of very tender years.
Your orators and oratrices would further represent

* a copy of which said Will and Codicil is her file as part of
the Will marked Exhibit "Will"

That a short time before his death the said
Benjamin B. Taylor made, executed and published
a last Will and testament and a few days thereafter
the said Benjamin B. made executed and published
an addition or Codicil to his said last will and
testament*: That said Will and Codicil or addition
was duly admitted to probate by the Court
of said County on the 10th day of January
it is recited in the said will "1st I desire
that my son have the parcel of
Contract to him as the Contract will show"
orators and oratrices understood at the time
so charge that the said Contract made by
Benjamin B. with the said Hiram N. recited and
specified that the said Hiram N. was to have
land specified therein and referred to in the said
at the price of \$750.⁰⁰ out of which price
said Hiram N. was to have the sum of \$400.⁰⁰
a gift and the residue thereof, \$350.⁰⁰, with
interest thereon has never been paid to the said
Benjamin B. in his lifetime nor has the sum at any
been paid to the executors of the said Benjamin
B. since his death nor has the sum been paid
at any time to any person entitled to receive the
same: Your orators and oratrices aver and charge
that the said sum of \$350.⁰⁰ with the legal in-
terest thereon is still due to the estate of the said

Benjamin B. Taylor: Your orators and oratrices
Charge that it is recited in the said will: - 2nd
I desire that Henry C. Taylor my son have the
same land contracted to him except a small piece
on the east end on top of the ridge on the same
Conditions as set forth in the Contract with H.C.
Taylor & myself except twenty dollars of the price
Clear money & five bushels of corn per acre
on the rent" These complainants understood
now so Charge that said Henry C. was to pay
\$280⁰⁰ in addition to the exceptions above of
and that sum with the interest thereon is
due to the estate of the said Benjamin B.
and that sum was so expressed in the said Contr.
The said will further recites: - 3rd I
John D. Taylor have all the land lying below
the land sold to Ariam N. Taylor and that
H.C. Taylor from the top of the North Fork
the back side of a large field known as
field on the same Conditions agreed on between
John D. Taylor and myself" Your orators and
understood and now so Charge that under the said
Contract made as aforesaid between said Benjamin B.
& John D. Taylor it was stipulated and agreed that
said John D. Taylor should pay \$250.⁰⁰ and that
sum with its interest has now been paid and is
now due to said estate.

Your orators and oratrices further aver and Charge

That at the time of his death the said Benjamin B. Taylor was possessed of a large sum of money to wit; about two thousand dollars which went into the hands of his executors and that the same has never been accounted for in any Inventory or settlement of the said estate. A copy of said Inventory is heretofore filed as part of this bill marked "Inventory". On the day of 1886 the County Court of said County W. H. Taylor and Taylor qualified as executors of the estate of the said Benjamin B. Taylor decd. and on 24th day of May they made a settlement with W. F. Hickam, Commissioner of accounts of said County which was afterwards in said County Court Clerk's Office a copy of which is heretofore filed as part of this bill marked 1st Settlement. By which settlement it appears that at that time the said executors were indebted to said estate in the sum of \$838.76. But of the said executors and oratrices aver and charge that said settlement is erroneous and false in this, that no account is made or given by the said executors of the said sum of \$2,000⁰⁰ in money which the said Benjamin B. Taylor left at his death and which sum of money came to their hands. On the 21st day of May 1886 the said executors made another settlement with said Hickam, Commissioner as aforesaid, whereby it was found that they were

indebted to said estate in the sum of \$430.³⁰ as of
31st Dec. 1885 a copy of which settlement is her-
eby filed as part of this bill marked exhibit 2nd settle-
ment which has also been duly admitted to record
Your orators and oratrices aver and charge that this
settlement is erroneous and false because no account
is made or taken of the said sum of \$2,000.⁰⁰ in
left by said B. B. Taylor at the time of his death
also aver and charge that said Inventory and
of the said settlements are erroneous and
in this, that no account was had or taken
either of them of the sum of \$350.⁰⁰ due to
estate of said B. B. Taylor from Miriam H. Taylor,
in this also that no account was taken or had of
the said sum of \$280.⁰⁰ due from Henry C.
said estate; and also for this, that no account
taken or had of the said sum of \$250.⁰⁰ due
John D. Taylor to the said estate; and for this
that said Commissioners erred in each of said
in allowing interest on the sums of money paid
by said executors to the various persons as
Your orators and oratrices aver and charge that
said executors should be charged with rent on the
"Creek Land" mentioned in said will and that each
of said settlements are erroneous because no account
is taken of such rents.

The premises considered, the prayer of your orators
and oratrices therefore is, that W. H. Taylor and H. C.

Taylor, executors of the said B.B. Taylor decd. (the said H.C. Taylor in his own right and as executor as aforesaid), Samuel Webb and Mary his wife, John D. Taylor, Emory Taylor and Worley Taylor. (the last two of whom are infants and sons of Hiram H. Taylor decd.) be made parties defendant to this bill and required to answer the several allegations therein specifically: That a guardian ad litem be appointed for the said infant defendants: That said executors be compelled to account for the said sum of \$2.00 by the said B.B. Taylor at the time of his death and which sum of money came into their hands: That said executors be compelled to account for said sum of \$350.00 due from H. H. Taylor and the said sum of \$280.00 due from H. C. Taylor and the sum of \$250.00 due from John D. Taylor which they have collected or should have collected, with legal interest on all of these sums: That they be required to account for the rents on the Creek land: That your Honor will construe the provisions of the said Will and Addition or Codicil thereto and determine what interest each heir, devisee and legatee is entitled to thereunder: That your Honor appoint a special Commissioner to make a complete settlement of the estate of said B.B. Taylor decd.: That a decree be rendered in favor of your orators and oratrices for whatever sum or sums they may be entitled to out

of said estate against said executor: That publication
be made against John D. Taylor who is not a resident
of this State: That all proper orders and decrees be
made in favor of your orators and oratrices as may
be proper: And if in anything mistaken in their
special prayer they pray for such other further or
general relief as may be suited to their case. And
in duty to

Wood, Jr.

683

W. H. Foster

(144)

vs. J. Rice

W. H. Foster Exors to T. H. Foster

(241)

1887 Oct Bill filed & decree
in all the debts except
John & Taylor & O. P. Small
& T. H. Foster

1887 Nov. Decree in all the debts
except John & Taylor & O. P. Small
& T. H. Foster

1888 Dec. Decree in all
the debts except John & Taylor

1888 March. Ed 36
in Aug. Come to amount
and remanded to Oct.

1888 Nov. debts ans.
filed Oct.

1889 Mar & Aug. Ad

1889 Nov. ad

1890 Mar. ad

To The Honorable H. K. Morrison
Judge of the Circuit Court of Scott
County Virginia

The annexed bill of Connelly F. J. Carter
and Victoria his wife, Ira P. Robins
William A. Postle and Marilla his wife,
Wm A. Owens and Malinda his wife and
Ida V. Robins, Franklin J. Robins, Ada
P. Robins, Gal B. Robins, Waller J. Robins
and Ballant B. Robins infant children
of Malinda M. Robins deceased, the late
wife of Ira P. Robins who sue by the said
Ira P. their father and next friend and
Alicia Jane Robins, Benjamin Robins
Ira Robins, Charles Robins, Robert Robins
and Rosa Robins the infant children of
L. H. Robins and Amanda his wife who
also sue by the said Ira P. Robins their
next friend would respectfully represent
unto your Honor that heretofore the said
Ira P. Robins and Malinda M. his wife,
Wm A. Postle and Marilla his wife, Wm A.
Owens and Malinda his wife and L. H.
Robins and Amanda his wife, heretofore
filed their bill in this Honorable Court
against W. H. Taylor and N. C. Taylor, executors
of B. B. Taylor decd. (the said N. C. Taylor
in his own right and as executor as aforesaid)
Samuel Webb and Mary his wife, John D.

Jay lor, Emory Jaylor and Worley Jaylor
(the last two of whom are infants and sons
of Hiram H. Jaylor decd.) for certain pur-
poses fully set out and specified in said
original bill which your orators and
oratrices in this amended bill pray may
be considered as a part of this their
said amended bill: Your oratrices and
orators would further represent, that
since the institution of said original
suit, the said Malinda M. Robnett has
died leaving as her children and heirs
the said Ida V., Franklin J., Ada P., Gale
B., Walter E. and Ballard B. and that
since the calling of this case at the
last term the said L. H. Robnett and Amanda
his wife have died leaving as their
children and heirs at law the said Allen
Jane, Benjamin, Ira, Charles, Robert &
Rosa: Your orators and oratrices therefore
file this amended bill to make the
said infant children of the said M. M.
Robnett decd. and the infant children
of the said L. H. Robnett and Amanda
his wife, parties to this suit in order
that their interests may be properly
protected. The premises considered your
orators and oratrices pray therefore,

That the parties named in said original
bill as defendants be made parties de-
fendant to this Amended bill and that
the prayer of the said original bill
be considered as the prayer of this their
amended bill and that all such orders
and decrees be entered as may be necessary
to attain the ends of justice and as
may be suited to their case. And in
duty to

Wood, Jr. q.

Wm H. Boston *vs* *3* Amended Bill

Wm H. C. Fay *vs* Ex. m. &c

1888 1st Monday Oct.
amended bill filed
and decree nisi

1888 3rd Monday
Oct. Decree nisi
cause & cause
set for hearing by
plf.

To the Honorable H. K. Morrison Judge
of the Circuit Court of Scott County Va.

The answer Emory Taylor and Worley
Taylor, infant Children of Abram A.
Taylor decd. ~~by~~ George A. Ewing their
guardian ad litem, to the bill in Chan-
cery filed in your Honor's Court against
them and others by Wm. H. Rostie and wife,
and others, would respectfully represent
that they are infants of very tender
years and are incapable of understand-
ing their true interests in said cause
and they therefore confide their interests
in the said suit to the Court of Chancery
whose peculiar province is to protect
the interests of infants: they pray that
their interests be carefully examined
into and that all necessary orders
and decrees be rendered to fully protect
the same
Geo. A. Ewing
Guardian ad litem.
Fm \$5 00

Virginia; Scott County, to wit;

George A. Ewing guardian ad litem of
Emory and Worley Taylor, infants came before
me and made oath that the facts set
forth in the foregoing answer are true
to the best of his knowledge and belief.
Aug 24, 1888 W. H. Riggs D. C.

Answer of
George A. Ewing
Secund ad litem

1888 Aug. 24 filed
in court.
J. H. Dayler cl

To the Honorable, H. S. K. Morrison Judge
of the Circuit Court of Scott County
Va

The answer of Ida V. Robinett
Franklin T. Robinett, Ada P. Robinett
Gale B. Robinett Walter Z. Robinett
and Ballard B. Robinett, infants
heirs of Malinda M. Robinett deceased
& late wife of Ira P. Robinett
Allie Jane Robinett, Benjamin
Robinett, Ira Robinett, Charles
Robinett, Robert Robinett and
Rosa Robinett. Infant heirs of L. H.
Robinett deceased and Amanda Robinett
deceased by Geo. A. Ewing their
Guardian Ad Litem, to the
bill, ^{& amendment bill} in chancery filed in your
Honors Court against W. H.
H. H. C. Taylor, Executors & others by
W. H. Bostic Wife & others - Waive
respectfully represent that they are
infants of tender years, and are
incapable of understanding their true
interest in said cause, and they
therefore confide their interest in
said cause to the Court of Chancery
whose peculiar province is to pro-
tect their interest - They pray

therefore that their interest be
carefully guarded & examined
into - and that all necessary
orders and decrees be rendered
to fully protect the same -
Fees \$5.00 Geo. A. Bwing
Guardian ad-litem

Virginia Scott County - to wit:

Geo A. Bwing. Guardian ad litem
for the Infant - heirs of, Malinda
M. Robinett deced. - And of L.H.
Robinett & Amanda Robinett both
deced. - Came before me, and made
oath that the facts set forth in the
forgoing Answer are true
to the best of his knowledge
& belief. This ~~day~~ 15th 1887.

J. H. Peyton Clk

Answer of
Geo. A. Ewing
Guardianship

W. H. Bastin & Co

vs

W. H. & H. Taylor et al

May 17th

Wm H. Bartie, wife &c

vs
W. H. & H. C. Taylor Exrs &c

This cause on this day of
March 1890 to be heard upon
the bill & amended bill of
Complainant & exhibits
thereunto, the separate an-
swers of H. C. Taylor one of
the executors of B. B. Ta-
lor & exhibits thereunto
the answers of the infor-
mants to wit: Ld. R.
Robinson, Franklin J. Robin-
son, P. Robinson, John B. Ro-
binson, J. Robinson & Ball-
B. Robinson by their guar-
dian ad litem George A. Ewing,
the answers of the infor-
mants to wit: Emory
Taylor & Wesley Taylor by their
Guardian ad litem George
A. Ewing, the depositions
of witnesses taken & filed
in the cause & was con-
sidered by the court on
this day of March the

process has been duly served on the other defendants & they failing to appear & answer plead on a return the said bill & answered bill is taken as confessed by them And on further consideration it is adjudged & decreed that

Who is hereby appointed Commissioner for the purpose shall proceed to take & State an account and show in his report

1st What land, at what price and what contract, was by the Testor B. B. Taylor Hiram H. Taylor, to Henry B. Taylor, to John B. Taylor & what sum or sums has been paid by each of them & to whom, & what remains due to said estate from each of them,

2^d What debts are due from the executors H. H. & H. C. Taylor for the "Bank Land"

3^d What assets & effects of

The Tutor went into the hands
of said Executors & who
with proper diligence
ought to have gone into
their hands & what they
have done with the
same

4th What money or money the
Tutor had at the time
of his death & what he
came of the same

5th What each ^{+ the widow Malinda} is entitled
to out of said estate, go
to the five girls & Victor
mentioned in the will
two hundred dollar
each in the divide
between the boys all come
and

Said Commissioners shall
report to Court & the Court
is continued,

W H Burtis & c

vs Σ Decem

W H & H C Taylor Esq

Ex parte Thos Decem

Mich 1890

Virginia, In vacation of the Circuit Court of
Scott County the 15th day of May 1889

Wm H. Postle & wife Others Complainants

vs

Wm H. Taylor & Others Defendants

} In Chancery

On motion of the Complainants, it is ad-
judged Ordered and decreed that George A. Ewing
be and he is hereby appointed guardian
ad litem for Ida V. Franklin J., Asa P.
Gale B., Walter G. and Ballard B. Robinette
infant heirs of Malinda M. Robinette deceased
and Allen James, Benjamin, Ira, Charles
Robert and Rosa Robinette infant heirs of
L. H. Robinette and Amanda Robinette deceased

N. S. K. Morrison

To the Clerk of the
Circuit Court of Scott
County Va.

W. H. Boston & Co. to the

to 3 Decem

W. H. C. Taylor Ex. to the to the

Entered 15 May / 89
J. H. Taylor Ck

Wm A Postlewife vs Dehus
Wm A C Taylor Exors. to Dehus } In Chancery

On motion of the Complainants, it is ordered
that George A Ewing be and he is hereby
appointed Guardian ad litem for Emory and
Worley Taylor infant heirs of Hiram H.
Taylor deceased and thereupon he filed his
answer as guardian as aforesaid and on
the motion of the Complainants leave is
given them to amend their bill in this
case and thereupon they presented and
filed their amended bill making the infant
heirs of M. M. Robinet dead and the infant
heirs of L. H. Robinet and his wife who
are dead, parties to this suit

Wm A Bostic Jr
vs J. Deere

~~Wm A Bostic Jr~~

Entered 24 Aug. '88
J. H. Taylor Clk

Entered this decree
24 Aug. 1888
W. S. K. M.

Wm H. Bostick & wife & others

v

W. H. & H. C. Layler, Exors. et al.

On
the motion of the defendants
in this cause, who suggest
that since the institution of this
and L. H. Robinson, singular Robinson & his wife.
Suit Wm. M. Robinson, ~~one of~~
~~the~~ plaintiffs in this cause have
departed this life. ^{since} A rule is
awarded against the other plaintiffs
to appear here on the first
day of the next term and
show cause if any they can
why their suit will shall not
be dismissed for want of
prosecution. They not as yet
having reviewed the same. And the
clerk of this court, will make
copies of this order for each
of said plaintiffs and deliver the
same to the sheriff who will
serve and make return thereof
to the next term of this court
and the cause is continued.

Ida J.
Franklin J.
Ada P.

Gale B.
Walton J.
Ballant B.

L H Robmiller
Amanda

Allie Jane
Benjamin -

Ira.
Charles
Robert
Rosa.

Ira P. Robmiller

Wm H. Postlewaite

v { Decem.

Wm H + H. C. Taylor

Aug. 7. 1880.

Emile this
Aug. 1888

W. H. Postin et als

Compl't.

vs

W. H. Taylor et al Admrs. & Depts

In Chy.

This cause on this day to be heard and it ~~was~~
~~proving~~ being suggested that M. M. Robinet, the
wife of Ira P. Robinet, has died since the institution
of this suit and that she left several infant children
as her heirs, on the motion of the Complainant's
leave is given them to amend their said bill making
said infant children parties defendant thereto
and this cause is remanded to rules to be there
regularly matured as to said amended bill

W H. Boshie et als

v3 3 Decem

W H Taylor et al Admr^s

Entered 29th March 1888.

J H Taylor Clk

Entered this decem

29 Mar 1888-

W H Taylor

W. H. Bostick & others Plaintiffs in chance

vs

H. C. & W. H. Taylor & others Defendants

The Depositions of John D. Taylor & others taken
before me Andrew Bledsae a justice of the peace
Scott County Va pursuant to notice sent and annexed
at Drakes branch School house Scott County Va on
the 6th day of June 1889. to be read as evidence on
behalf of W. H. Bostick & others in certain cause now
pending in the Circuit Court of Scott Co. Va wherein
W. H. Bostick & others are Plaintiffs and H. C. Taylor & W. H.
Taylor ^{Admission of B. B. Taylor Decd} & others are Defendants

This Cause is postponed till the 17th day of ^{June} ~~the 17th day of~~ 1889
at Drakes branch School house this the 6th day of June
Andrew Bledsae J. P.

Monday June the 17th 1889 met pursuant to adjournment
at Drakes branch School house

Present- W. H. Bostick & Ira P. Robins Plaintiffs
and Samuel Webb. Defendants-

Samuel Webb a witness of lawful age after being
sworn deposeth and saith as follows.

Question 1st by Plaintiff. Do you or not know anything
within yourself or did you ever hear the widow Taylor
say anything about the money that B. B. Taylor left at his death

Ans by witness

(2)

The witness Taylor told me that there was nine hundred dollars left at his death

Q 2d by same What did the widow Taylor say that B. B. Taylor done with the money he had on hand at his death

A She said he wanted his children to have it

Q 3d by same Did the widow or not ever tell you that B. B.

had his money counted out for his children and wanted

to give them the money before he died

A No what did she say she told him

A She did, she told him he was not dead yet.

and to put his money up for he did not know

what he would need yet and she told him

that if he was dead the money could be divided

and further this deponent saith not Samuel Webb

Man Webb a witness of lawful age after being duly sworn
deposeth and saith as follows,

Question 1st by Plaintiff Did you or not ever hear the widow
Taylor say anything concerning the money that B. B.
had at his death, and if so tell all you know
about it.

Ans by witness The widow Taylor told me that there

was some eight or nine hundred dollars at my

husbands death he took B. B. one day and he wanted

to send for the children ^{to divide his money} and she told him

that all plungers was not dead and to put

up his money and after his death she told

me that she was going to give her houses with

that money and divide it with Mahala and

Wick

Question 2nd by same. Are you one of B. B. Taylor's Daughters

Ans I am

Question by same. Did you or not at any time tell the
of B. B. Taylor Decd. not to bring suit against
the widow Taylor for the money that B. B. Taylor
left at his death

Ans by witness I never did

Cross examined

Question by the defendant

Do you know that me or W. H. Taylor
ever received any of the money that
was left if there was any left.

Ans by witness I do not know whether you did or not
and further this deponent saith not - Mary Webb
marks

The Defendant H. C. Taylor not being present when
Samuel Webb's deposition was closed it is agreed for him
to cross-examine said witness

Question 1st do you know that me or
Wm H. Taylor ever received any money
from the widow Matilda Taylor as ad-
ministrators of the property of B. B. Taylor

Ans by witness I do not.

Question by Plaintiff. did you or not ever tell the
of B. B. Taylor Decd. not to bring suit against
for the money that B. B. Taylor left at his death

Ans I did not

and further this deponent saith not - Samuel Webb

John D. Taylor a witness of lawful age after being
duly sworn, deposes and saith as follows

Question 1st by Plaintiff. After your fathers death, did you see your mother with any money that was said to be the money that your Father left at-
if so. State what amount you saw,

Ans by witness

I saw her have \$952½ but I dont no where got it I never heard her say.

Question 2^d by same Did you or not collect money your father before his death

Ans by witness

I did collect \$62½.

Question 3^d by same Did you ever see your mother handling any large sum of money before your fathers death

Ans by witness

I never did

Question by same, Was or not your father a man that sold stock, and handled a considerable amount of money

Ans by witness

he did raise and sell some stock but I dont know how much money he handled

Cross Examined

Question 1st

Do you or not know whether he left any money at all when he died

Ans. I dont no whether he did or not

Que 2nd Did he or not tell you just a short time before he died that he had no

money and that he could not pay doctor bill till he collected some money.
 Ans. he did and sent me to collect some.

Question 3rd Do you or not know if he got any money at all for stock he sold for several years before only what you collected for him.

Ans. I don't know whether he sold any for money or not.

Question 3rd

Have you or not at different times heard me interrogate Malinda Taylor and Mahala Owens and Victoria Carter about whether there was any money left when B B Taylor died if so state what they told ^{me} about the money.

Ans. I did ~~not~~ here you ask them they told you if there was any money left they did ~~not~~ it.

Reexamined by Plaintiff

Question by Plaintiff. Have you any reason to believe that the \$932 1/2 you saw your mother have shortly after your father's death, could have been accumulated by any member of the family except your father.

Ans. I have none.

Question by same. Have you paid the purchase money on the land you bought from your father.

Ans. I did.

and further this deponent saith not-

J. D. Taylor

Sallie Taylor a witness of lawful age after being
duly sworn deposes and saith as follows
Question by Plaintiffs.

Was you or not present on one
occasion when some of the Taylors heirs and the widow
had a conversation about the money that B. B. Taylor
left at his death, if so did or not the widow pay
them fifty dollars each as a compromise

Ans.

I seen The widow Taylor give Mahala
\$50

Question by same. Did you or not see her give H. C. Taylor
any money

Ans. I

I did not

Question by same. Did you at any time hear H. C. Taylor
talking to the widow Taylor about the money B. B. Taylor
left at his death, if so state the conversation

I dont remember of them saying
in my presence about it

And further this deponent saith not-

Sallie A Taylor

Witness claim 50c

The further taking of these depositions is continued by
agreement of the parties till to-morrow the 18th day of June
at this place this June 17th 1889 Andrew Bledsoe J P

Tuesday June the 18th 1889 met pursuant to adjournment
at Drakes branch School house

Bostick a witness of lawful age after being duly
sworn deposes and saith as follows

Interrogated by Plaintiff. After B. B. Taylors death did you have
conversation with H. C. Taylor one of the Administrators of the
estate of B. B. Taylor. Concerning the money he had at his death
and also tell all you know about the conversation, and also

whether that B. B. Taylor might have told you about his
money, in his lifetime. also whether you ever told administrators not to bring suit ^{for the money}

Ans by Witness I, heard H. C. Taylor say
that his Father had left some ^{money} with
his Mother and that some planter set to
work to get the money away from her
and he told me that his Father had
told him that he wanted his money
servied with his heirs My recollection is that he
told me that his Father had about ^{fourteen}
hundred dollars I all so heard B. B. Taylor
some three or four years before his death
that ^{adventer track} land was sold that he
was going to get for he had pay enough to pay
for it if it did not bring over four teen
hundred dollars. I never, notified the
administrators not to bring suit

Interrogated by Oving Guardian ad litem. Do you or not consider the farm
left by B. B. Taylor left for the support of his Widow and two Daughters
more than sufficient for their support -

Ans I do

and further this Deponent - saith not -

W. H. Bostick

Ira P. Robinson a witness of lawful age after being
Sworn deposes and saith as follows

Question by Plaintiff

J. W. P. Robinson do you know any thing about B. B. Taylor's
financial affairs shortly before his death the opportunity
the fact of giving money for state stock or any other
way if so state all you know about it also state if
you had any conversation with the administrators about
the money that B. B. Taylor had on hand and whether you
notified them to bring suit or not for the money
also state all you know about the rents of the Creek
Land

Ans About two years before B. B. Taylor's death my wife
Malinda borrowed six hundred dollars in Green
back, for me as her husband to buy cattle with, she
kept and we used the money till about first
of December before his death which was about
I went off with a lot of hogs some time the last
or first of December, and I told my wife to be
and left that note and get her father make
due to the Central Hotel in Estillville which he
agreed to make. I did not get home until after
death of B. B. Taylor my wife had lifted the note
I was gone, which I think amounted to about
I paid B. B. Taylor, most if not all within less than
one year of his death, sixty or sixty five dollars for
calves, thirty dollars at one time borrowed money
fifty at another time sent by his daughter's

had a conversation with H.C. Taylor one of the Administrators
to my house him and W.H. Bostick is my recollection
he wanted to work some plan to get the money
his father had left from his mother, without having
her, he said it was scandalous for her to try and
get the money, that his father told him while on his death
bed that he had some money, and he wanted it divided
among his children, my recollection is that his father
had fourteen hundred dollars, I advised the
administrators to bring suit for the money, but never told
them afterwards not to bring the suit.

I have had the creek land rented for the past five years
after paying the widow grain sufficient for her support as
I think, and I paid all the administrators requested me to
pay. I have settled with the Attorney of Administrators
three hundred and eight dollars, I think first year after
B.B. Taylor's death. The pasturage that was on the land that I
do not consider the ^{family} needed, was worth fifty dollars
by Ewing Guardian ad litem for minor heirs

Victory and Mahala Taylor still live with their
mother on the farm left for their support

The girls Vic & Mahala are both married neither of them
live with their mother on the farm
and further this deponent - said not -

Ira P. Robinson

Martha Bostick a witness of lawful age after being duly sworn deposes and saith as follows

by Plaintiff, Did you or not hear H. C. Taylor Administrator

B. B. Taylor Decd. say anything about the money that

said B. B. Taylor left at his death, if so state what he said

By witness I did see said his mother had the money

that his father left when he died and he said there

ought to be some way to get it out of her hands

for it was too much money for her to want

Question by same Did you ever notify the Administrator not to bring

any suit against the widow Taylor for the money

Ans by same I did not

and further this deponent saith not -

Martha Bostick

witness claims one day \$38

The further taking of these depositions are postponed

til June the 19th 1889 at A. R. Seals in Scott County Va

Andrew Bledsoe J P

Wednesday June Th^o 19th 1889 Int-parevant-
adjournment:- at A. R. Acils

Present- W. H. Bostick & others Plaintiffs & Col J. B. Rice

Mahala Owens a witness of lawful age after being
Sworn deposesh and saith as follows

Question by Plaintiffs. Are you a daughter of B. B. Taylor
if so was you living at your fathers at his death.
Ans. I am a daughter of B. B. Taylor, and
was living with my father at the
time of his death

Question by same, Did you or not see your mother after
your fathers death have a considerable amount of money
that she said was money that your father left- if so.
State all you know about-.

Ans In a week or two after my fathers
death, my mother said to me come
to let us go up in the loft, and
his money or my Pops money (one
the other of these expressions) we went
into the loft and counted it, and there
400⁰⁰ or 500⁰⁰ dollars, but does not
which, ~~they~~ ~~some~~ some one came at
whistling and stopped counting, her
Then ~~threw~~ ~~gave~~ her a small bag, which looked
like there was about a half pint in it, her
mother said it was his gold, but I did

not all on Creek it.

Question by same. Had you counted all the Green back if not

state the probable amount - that was not counted

Ans. I had not counted it, all - I do

not know how much there was.

I don't think from the back I had counted half.

Question by same. From what you noticed of the bills had you

noticed the largest or smallest bills when you quit counting

Ans. The bulk you had counted longer than the bulk not counted!

Ans. I had counted the smallest bills

from the looks of it. The bulk I hadn't

counted appeared larger than this

bulk I had counted.

Question by same. Did you or not notice in the bulk not

counted some twenty and fifty dollar bills

Question by same. What sized bills did you notice in the

bulk not counted?

Ans. I saw some twenty dollar bills

and counted some twenty dollar

ones, it was packed up and I could

not see through it.

X 64.

Q. 1. by deft Counsel.

How old were you when your father died?

I was about 21 or 22 years old

Q. Who else composed the members of your father's family at the time of his death?

(Over)

Ans. Myself Sister Vic Mother and a black woman
Quest 3. How old was your Sister Vic?

Ans. about 18 years old

Quest 4. At The Time you say, you lost
the money, where was your Sister
the black woman?

Ans. They were about the house but not up stairs

Quest 5. What became of the money?

You say you said and counted

Ans. I handed it back to Mother I don't know what
done with it;

Quest 6. Did you ever see it at any other
Time?

Ans. I never saw it any more

Quest 7. Where was it or in what was it
placed or put when you went up
stairs to count it?

Ans. My Mother had it in her pocket in a pocket Book

Quest 8. Did you ever use any of the
money for any purpose?

Ans. I do not know whether I ever used any of the

Quest 9. Did you ever see any of the
your Mother gave you?

Ans. I did

Quest 10. How much and when
did she give it to you?

Ans. ~~she give me~~ fifty dollars I don't remember
whether it was before or after I counted the money

Quest 10. Do you know of her giving
any money to any other person?

Ans. she give Sister Vic \$50 and Brother John \$50,

Q 11th. What kind of money did

She give you and each of the others?
A She give me a fifty dollar bill I do not know
what-kind of bills she give the others

Q 12. Who did you first tell about

This money, the amount, and
the circumstances you have detailed?

A No I do not-remember now who was the first-one

Q 13. Did you ever tell the administrators
or either of them?

A No I do not-know as I ever did

Q 14. Did both or either of them ever ask
you, whether or not your mother had
any money belonging to your father's
estate?

A No I do not-recollect-that-they ever did

Q 15. Do you recollect, that H. C. Taylor
of the admin^r asked you in the
presence of your mother, and also
her absence, whether you knew any
thing about your father having any money
at the time of his death?

A I do not-remember

Q 16. Do you know that your father
did have any money at the time
of his death?

A No I do not-know as he did

Quest 17. Didn't your father state

The Physician attending on him
his very last illness and to within
few days of his death in your presence
and in the presence of others, that
he had no money and could not pay
him or them until he could collect
some money?

Ans I never heard him say anything about it.

Quest 18. How long after your father's
death until you were married?

Ans I about thirteen months

Quest 19. Did you tell any one about
this money matter whilst you were
single?

Ans I do not recollect whether I did or not.

Quest 20. Did your mother have any
money before your father's death?

Ans None that I know of

Quest 21. Do you know who the money
belonged to, that your mother
had?

Ans I don't know only what she told me

Examined by Plaintiff

Question. The pocket-Book that your mother had the
in that you counted. Had you ever saw that pocket-
book before. if so state who it had formerly belonged to.

Ans It was Papa's, I had seen it a many a time.

Question by same. Had you ever Saw your Pap have money
in this same pocket-book in his lifetime
Ans I have.

And further Did you ever Tell the Administrator not to
bring suit- against- your Mother for the money your
father left- at his death
I never did.

Re. Cross ex -
by Counsel.

Did you ever inform them
or either of them, That your Mother had
money in her possession, which she
said belonged to the estate?

Ans I dont-know that-I ever did

And Did you ever Tell them or either of them
That any steps ought to be taken to get
this money?

Ans I dont-know that-I ever did

And further this deponent- saith not-

Marked Over

in Court a witness of lawful age after being duly
sworn deposesh and saith as follows

Interrogated by Plaintiff Are you a daughter of B.B Taylor Decd.
if so. State anything you may know about- his
money he had on hand befor his death, also, anything
after his death

Ans I am a daughter of B.B. Taylor Decedent -

I saw my father have some money in a large
Blank book, There was some between nearly
all the leaves, This was a short time befor

my sister Malinda was married to Ira P. Robt.
This money was kept in a drawer, and Mary
was counting it when I saw it. I do not
know how much there was of it, as
then small. I saw my mother with
money since my father's death
She said was my father's money—

Cross Ex—

1. How much money did you
see your mother have, that she said
was your father's money?
- Ans I don't know how much there was of it—there was
a right smart roll almost as thick as my fist
2. Do you know what she did with it?
- Ans I don't—
3. How long after your father's death
until you were married?
- Ans About two years.
4. Did you continue to live with your
mother until you were married?
- Ans I did
5. Did your mother ever give you
money which she said belonged to
your father's estate?
- Ans She give me fifty dollars, she did not say whose
it was, she said she would give me that much
buy things to go to house keeping with
6. Did the doctor or either of them ever
give you in your mother's presence and in her
absence if you knew whether your father
had left any money at his death or not?

If they did I don't recollect it-

Did you ever inform them or either of them, that your Mother had showed you a large roll of money and that it belonged to your father?

I never did as I recollect-

Reexamined by Plaintiff

Question by Plff. Did you ever advise the Administrators not to bring suit against your Mother for the money left by your father

Ans. No Sir. I never said anything to them about the matter in any way that I remember

And further this Deponent saith not-

Rosa v. Foster

The further taking of these depositions are continued till the 28th day of June 1889. at Drakes branch School house

Andrew Bleckel J.P.

Day June the 28th 1889 met pursuant to adjournment Drakes branch School house

at J.P. Robinson one of Plaintiffs, + H.C. Taylor one of Defts,

McDaniel Williams a witness of lawful age after being duly sworn deponee and saith as follows

Question by Plaintiff, Was you living at B.B. Taylor, at the time of his death: if so state anything

that you may know about a lot of wheat
was left at his death.

Ans. I was and they they must
been 31 or 40 bushel of the wheat
that was left when he died.
Old woman said she did not want
it to be sold and me and
Fields carried I believe it was 11
shel up stairs and put it in some
boxes.

Question 2. Did you or not see the widow Taylor have any
money after B.B. Taylor died, if so state anything you
may know, or heard her say about the money

Ans. She paid m^o \$5.00 for Hyram Taylor
and I heard her say that she aimed for
the Boys to have \$60.00 round, and the
Balance I think she said she
ed the two Girls to have to go
off for housekeeping.

Cross Examined

Question 1st by defendant.

Do you or not know
the \$5.00 that the Widow Taylor paid
for H. H. Taylor was B. B. Taylors money.
Ans. I do not know where she got it.

Question 2nd Do you or not know that
gave the Administrators any ^{money} at any time
after B B Taylor Death.

I do not know

further this deponent saith not.

Me. D. Williams

in Scott County to wit-

Andrew Bledsoe a justice for said County Certify that
positions of Samuel Webb. Mary Webb. John D Taylor
Taylor Ira P. Robinson W.H. Bostick Martha Bostick
La Owens Victoria Carter and Me D. Williams

Taken before me pursuant to Notice and adjournment
which is shown in said Depositions, Given under my
hand this 28th day of June 1889

Andrew Bledsoe J.P.

Bill of cost-

Constable	\$2.50
witness	1.00
Justice 24 hours at 75¢	18.00
	<u>\$21.50</u>

W.H. Bostick et al
do
Mr Taylor and
1889 June 27 recd.
created & filed
J. H. Taylor et al

Virginia, Scott County to wit:

This day M. B. Wood personally
came before me and made af-
firmation in due form of law that
he is informed and believes that
John D. Taylor is not a resident
of this State. Given under my
hand this 20th day of Oct. 1887

J. H. Taylor, Ck

Affidavit of
nonresident

W. H. Bostic wife & others

^{vs}
W. H. & H. C. Taylor Exors & al

Questions by Geo. A. Ewing, Guardian
Ad-litem of all the minor heirs
in the Bill and amended Bill
mentioned in above Cause.

Ques 1. H. C. & W. H. Taylor.
When W. H. Bostic purchased
the Land from Hyram H. Taylor
Deed?

Ques 2. How much Bostic was to pay
for said Land. and what
Sum he has paid on same;

Ques 3. What amount did Hyram H.
Taylor pay on said Land to
B. B. Taylor in his life time;
also what Sum or Sums he
paid to you as the Executors
of said B. B. Taylor Deed.

Ques 4. What was paid by them to Amanda
Robinson, where, how & to whom paid
& full receipts for said payments;
also what Sums - if any was paid to

Melinda Robinet - and file vouchers
for Sam -

Geo. A. Ewing
Guardian Ad. Litem

Bostic wife et al

vs { Questions by
Grand Jurors

Taylor's Exors et al

1885 Dec 31 Commission on \$532.80 @ 5 1/2%

532 80

26 64

\$989 74 \$539 44

\$539 44

1885 Dec 31 Bal Due Est 31 Dec 1885

\$430 30

of which \$335.65 is Print \$94.65 is Int

To the Hon James B. Richmond Judge of the county Court of Scott County Va
Your Comr reports to the Court that after having advertised as the law directs he proceeded on the 21st day of May 1886. to settle and adjust the account of W. H. & H. C. Luylen Executors of Benj B. Luylen Decd the result of which is shown by the above statement Acc of which is respectfully submitted 21st May 1886.

W. H. Hickam Comr of accts Scott Co Va

Virginia Scott County Court July 13th 1886

This settlement of the Executorial account of W. H. & H. C. Luylen Executors of Benjamin B Luylen Decd having been returned to Court more than thirty days and no exceptions having been taken thereto the same is therefore confirmed & ordered to be recorded

Attest

Liste

J. M. Johnson clerk

Liste

C. M. Carter clk

W^m & H^c Taylor Executors of Benjamin P.
Taylor Decd. In account with said Estate

1882 Dec 31	To Bal Prior Int due Estate	\$838 76
1885 " " "	Int on same to this date	150 98
1883 Nov 23	By amt paid Mahula Owens	200 00
1885 Dec 31	By Int thereon to this date	25 00
1884 " 5 "	amt paid Amanda Robenit	29 90
1885 " 31 "	Int thereon to this date	1 92
1883 Aug 16 "	amt paid Malinda M Robenit	200 00
1885 Dec 31 "	Int thereon to this date	28 41
1884 Aug 4 "	amt paid Jas H Perry (Appr)	2 00
1885 Dec 31 "	Int thereon to this date	17 00
1883 " 1 "	amt paid Andrew Bledsoe	50 00
1885 " 31 "	Int thereon to this date	06 00
1883 " 1 "	amt paid Andrew Bledsoe for 2 days as appraiser	2 00
1885 Dec 31 "	Int thereon to this date	24 00
1883 Oct 15	By amt paid H H Layton for services of S. S. Robenit (appraiser)	2 00
1885 Dec 31	By Int thereon to this date	27 00
" " " "	amt paid J M Johnson clk Entering Judgt on Lin doct is J C Layton	2 00
1885 Dec 31	By amt paid J M Johnson clk Doct Judgt on lin doct is J M Bloomer	50 00
1885 Dec 31	By amt paid C C Johnson	5 59
" " " " "	" " " " " " " " " " 1881	13 94
" " " " "	" " " " " " " " " " 1883	9 65
" " " " "	" " " " " " " " " " 1884	10 14
		532 80

W. A. H. C. Lupton Esq

To 3 Settlements

B. B. Lupton Esq

clk fee for copy \$0.50

Exhibit

2 Settlements

*N. J. & P. H. Taylor Admr's of Benjamin B. Taylor
Acct. In acct, with said Estate*

1883 Jan. 21	To amount of State Bill due at this date	290 70		
1880 April 23	" 1 note on William Bostie	125 00		
1882 Decr. 31	" amt. Int, due on same	20 16		
1881 " 25	" 1 Note William Bostie	25 00		
1882 " 31	" Int on same to date	90		
1873 Oct. 29	" 1 note on William Bloomer for \$190.00 subject to the following Credits Decr. 17th 1887 \$20.00 Nov. 13th 1880 \$25.00 Nov. 29th 1881 \$10.00			
1882 Decr. 31	" Bal prin & Int, due at this date	249 76		
1876 Nov. 1	" 1 note on J. P. Robinett & J. M. Tate & H. Webb for \$250.00 Subject to a Credit of \$150.00 July 5th 1879			
1882 Decr. 31	" Bal prin & Int due at this date	331 55		
	" Order on J. P. Robinett (no date)	50 00		
1881 Jan. 14	" 2 County Claimed on same	6 00		
1882 Decr. 31	" Int on same	1 00		
1899 Aug. 17	" 2 accts on Isaac Wolfe for	2 00		
1892 Decr. 31	" Int on same	52		
1878 June "	" acct. on George Church	2 00		
1882 Decr 31	" Int on same	54		
1878 Aug. 17	" acct on A. H. Nely	1 00		
1882 Decr. 31	" Int on same	26		
1877 Oct. 17	" 1 acct on James & William Begley	1 00		
1882 Decr 31	" Int on same	31		
1878 June "	" 1 acct. on J. E. Lawson	50		
1882 Decr. 31	" Int, on same to date	13		
1879 June "	" 1 acct, on W. C. Fugate for	350		

1882 Dec. 31	To Int on same to date	73	
" "	1 Order on J.P. Robnett no date	5 00	
1879 April 19	" 1 account on J.A. Mann for	1 00	
1882 Dec. 31	" Int. on same to date	22	
1878 Feby 16	" 1 acct. on Isaac Williams	50	
1882 Dec. 31	" Int. on same to date	14	
" "	1 acct on William Bloomer no date	50	
" "	do John Scott	5 94	
1879 Aug. "	" " John J. Owens	2 58	
1882 Dec. 31	" Int on same	48	
1884 Oct. "	" acct " Joseph Rhoten	1 48	
1882 Dec. "	" Int. " same	28	
1876 May. "	" 1 acct on Eli Barnett	87	
1882 Dec. "	" Int. on same to date	34	
1881 " "	" 1 acct on Charles Fletcher for	1 50	
1882 " "	" Int on same to date	09	
1881 Jan'y "	" 1 acct. on Owen Franklin	8 00	
1882 Dec. "	" Int On same to date	92	
1874 Oct 31	" 1 acct on Thomas Reynolds	4 46	
1882 Dec. "	" Int on same to date	2 16	
1877 Mar. 17	" 1 note on Nash & Purcell for	1 00	
1882 Dec. 31	" Int on same to date	35	
1879 Oct. 27.	" 1 Note on L.C. Duff for \$100.00 subject to the following Credits \$10.21 March 1879 \$12.20 Dec. 15 th 1879 \$10.58 Sept. 1881 \$6.80 Dec. 8 th 1881		
1882 Dec. 31	" Balance priv, & Int. due at this date	87 91	
" Feby. 9	By amt paid R.S. Harris		6 10

1882 Decr. 31	By Amt Int on same to this date			31
" Jan'y 10	" " paid H. H. Holdway Atty			5 00
" Decr. 30	" " Int on same to date			28
1883 Mar. 21	" " paid Martha Boshe			200 00
" Feby 12	" " O. H. Riggs Clk			7 25
" " "	" " Same			5 24
1882 March, 21	" " Paid Hagan & Pridemore			5 00
" Decr. 31	" " Int on same			23
1883 March 13	" " paid R. S. Locke			5 00
1883 Feby 12	" " E. H. Quillin			4 82
1882 May. 27	" " L. S. Rhoten			2 00
" Decr. 31	" " Int on same to date			07
1883 Feby 12	" " Malinda Robinett			105 00
1877 Oct. 31	" " of J. & Wm Begley			1 00
1882 Decr. 31	" " Taxes for this year (1882)			12 80
1883 Feby 8	" " paid Malinda M Robinett			19 00
" Jan'y 23	" " paid M J Robinett			90 00
" Feby 8	" " H. J. Carter D S			5 50
1878 Aug 17	To " of Isaac Wolfe		1 00	
1882 Decr 31	" " Int, on same		26	
		\$ 1339 34	446 75	
" " "	By Commission on \$ 446.75 at 5 p. ct		23 83	
" " "		500 58	500 58	
" " "	To Bal prior Int. due Est at this date	\$ 838 56		

To the Honorable M. B. Hood Judge of the County Court of Scott County Va your Commissioner reports to the Court that after having advertised as the law directs pro-

Ceided on the 24 day of March 1883 to settle and adgnst the account of W.H. & H.C. Taylor Admr. of Benjamin B Taylor Decd. the result of which is shown by the by the above Statment All of which is respectfully submitted 24th day of March 1883.

W.F. Hickam Comr. of
accts Scott County Va.

Virginia Scott County Court 15th May 1883.

This settlement of the Administration account of W.H. & H.C. Taylor administrators of Benjamin B Taylor Decd. having been returned to Court more than thirty days and no exceptions having been taken thereto the same is therefore confirmed and ordered to be recorded

Test

J.M. Johnson Clk.

A copy

Liste

C M Carter clk

W.H. & H.C. Taylor Exors

L. B. Settlement

B. B. Taylor Decd

clk fee for copy \$1.00

Exhibit

1st Settlement

W. H. & A. C. Taylor Executors of B. B. Taylor Decd.
In Acct with said Estate

1882 Dec 31	To Bal Prin + Int due Estate	\$838.76	
1883 " "	" Int on same to this date	150.98	
1883 Nov 23	By Amt paid Mahala Owens		\$200.00
1883 Dec 31	" Int thereon to this date		25.26
1884 " 5	" Amt paid Amanda Robinett		29.90
1885 " 31	" Interest thereon to this date		1.92
1883 Aug 16	" Amt paid Malinda M. Robinett		200.00
1885 Dec 31	" Int thereon to this date		28.40
1884 Aug 4	" Amt paid Jas H. Berry Appraiser		2.00
1883 Dec 31	" Interest thereon to this date		.17
1883 " 31	" Amt paid Andrew Bledsoe		.50
1885 " 31	" Interest thereon to this date		.06
1883 " 1	" Amt paid Andrew Bledsoe for 2 days as Appraiser		2.00
1885 " 31	" Int thereon to this date		.24
1883 Oct 15	" Amt paid H. H. Taylor for ser- vices of S. S. Robinett Appraiser		2.00
1885 Dec 31	" Interest thereon to this date		.27
" " "	" Amt paid J. M. Johnson clk entering Judgt. on Lien Docket vs John C. Taylor.		.25
" " "	" Amt paid J. M. Johnson clk entering Judgt on Lien Docket vs W. H. Bostic & Wm Bloomer		.50
" " "	" Amt paid C. C. Johnson		5.39
" " "	" Taxes on Estate year 1881		13.94
" " "	" " Do on Do " 1883		9.65
" " "	" " Do on Do " 1884		10.14
" " "	" Commission on \$532.80 at 5 per. ct.		\$532.80
			26.64
		\$989.74	\$559.44

1885 Dec 31 Bal due Estate 31st Dec. 1885 \$430.30
of which \$335.65 is Prin & \$94.65 is Int

A Copy, Teste:

C. M. Carter Clerk

(Fee for copy .25)

B. B. Taylor Exrs
From 3 Copy
3 Settlement

B 10 P 260.

Fee for Copy 25^{cts}

W. H. & H. C. Taylor Admr.^s of Benjamin B. Taylor Deed
In acct with said Estate

		Dr	Cr
1883 Jan 21	To amount of Sale Bill due at this date	\$29070	+
1880 Apr 23	" 1 Note on Wm Bostic	12500	0
1882 Dec 31	" Amt Int due on same " " "	2016	
1881 " 25	" 1 Note Wm Bostic	2500	0
1882 " 31	" Int on same to date	90	
1873 Oct 29	" 1 Note on Wm Bloomer for \$100.00		
	Subject to the following Credits		
	Decr. 17 th 1877 \$20.00		
	Nov 13 th 1880 \$25.00		
	Nov 29 th 1881 \$10.00		
1882 Dec 31	" Bal prin + Int due at this date	24976	
1876 Nov 1	" 1 Note on B. P. Robinett J. M. Tate + H. Webb for \$250.00 subject to a credit of \$150.00 July 5 th 1879		
1882 Dec 31	" Bal prin + Int due at this date	33155	last by arks
	" 1 Order on B. P. Robinett (no date)	5000	last. "
1881 Jan 14	" 2 County Claims on same	600	no property.
1882 Dec 31	" Int on same	100	
1878 Aug 17	" 2 accts on Isaac Wolfe for	200	
1882 Dec 31	" Int on same	52	
1878 June "	" 1 Acct on George Church	200	
1882 Dec 31	" Int on same	54	
1878 Aug 17	" Acct on A. H. Nely	100	
1882 Dec 31	" Int on same	26	
1877 Oct 17	" 1 Acct on James + Wm Begley	100	
1882 Dec 31	" Int on same	31	
1878 June "	" 1 Acct on J. E. Lawson	50	
1882 Dec "	" Int on same to date	13	
1879 June "	" 1 Acct on W. C. Fugate for	350	
1882 Dec "	" Int on same to date	73	
	" 1 Order on B. P. Robinett no date	500	not paid
1879 April 19	" Account on J. A. Mann for	100	
1882 Dec 31	" Int on same to date	22	
1878 Feb 16	" 1 Acct " Isaac Williams	50	
1882 Dec 31	" Int " same to date	14	
	" 1 Acct on William Bloomer no date	50	
	" Do John Scott	594	last
1879 Aug "	" " John J. Owens	238	
1882 Dec 31	" Int on same	48	

\$100.50 still
due.

A Copy
 Lestie C. Mcarter Clerk

1879 Oct 31	To acct on Joseph Rhoton	148	
1882 Dec 31	" Amt on same	28	
1876 May "	" 1 Acct " Eli Barnett	87	
1882 Dec "	" Interest on same to date	34	
1887 " "	" 1 Acct " Charles Fletcher for	150	
1882 " "	" Interest on same to date	09	
1887 Jan "	" 1 Acct on Owen Franklin	800	
1882 Dec "	" Amt on same to date	92	
1874 Oct "	" 1 Acct on Thomas Reynolds	446	
1882 Dec "	" Amt on same to date	216	
1877 Mar 17	" 1 Note on W. Ash & A. Purcell for	100	
1882 Dec 31	" Amt on same to date	35	
1887 Oct 27	" 1 Note on C. C. Duff for \$100.00		
Subject to the following Credits			
\$10.21 March 1879 \$12.20			
Decr. 15 1879 \$16.58 Sept			
1881 \$6.80 Decr 8 " 1881			
1882 Dec 31	" Bal Prin & Amt due at this date	87.91	insolvent
" Feb 9	By amt paid R. S. Harris	610	
" Dec 31	" Amt on same to this date	31	
" Jan 10	" paid H. W. Holdaway atty	500	
" Dec 30	" Amt on same to date	28	
1883 Mar 21	" paid Martha Bostic	200.00	
" Feb 12	" W. H. Riggs clk	725	
" " "	" " same	524	
1882 Mar 21	" Paid Hagan & Oridemore	500	
" Dec 31	" Amt on same	23	
1883 Mar 13	" paid R. K. Locke	500	
1882 Feb 12	" E. H. Quillia	482	
" May 27	" L. S. Rhoton	200	
" Dec 31	" Amt on same to date	07	
1883 Feb 12	" Milinda Robinett	105.00	
1877 Oct 31	" Jas & Wm Begley	100	
1882 Dec 31	" Taxes for this year (1882)	1280	
1883 Feb 8	" paid Malinda M. Robinett	1900	
" Jan 23	" Amt paid M. J. Robinett	9000	
" Feb 8	" " H. J. Carter D.S.	550	
1878 Aug 17	To " of Isaac Wolfe	100	
1882 Dec 31	" Amt on same	26	
		\$133934	47675
			2383
" " " By Commission on \$476.75 at 5%		50058	\$50058
" " " To Bal Prin & Amt due at this date		\$838.76	

3 B Laylors Com
From 3 copy of
3 Settlement

Book 9 P 376

The for copy 50 cts

~~and~~

1
I Benjamin B Taylor being now
of a sound mind & disposing memory do
make the following as my last Will and
Testament 1st I desire that Hiram H.
Taylor my son have the parcel of land
contracted to him as the Contract will
show 2nd I desire that Henry C Tay-
lor my son have the same land contracted
to him, except a small piece on the east
end on top of the ridge on the same con-
ditions as set forth in the Contract with
H. C. Taylor & my self except Twenty dollars
of the purchase money, & five bushels of
corn per year on the rent 3rd I desire
that John B. Taylor have all the land
lying between the land sold to Hiram H.
Taylor and that sold to H. C. Taylor
from the top of the North fork. Now to the
back side of a large field known as the
Clover field on the same conditions agreed
on between said John B. Taylor and my-
self - 4th I desire that Mary Webb the wife
of Samuel - have a piece of land on the
North-side of the Big Ridge Beginning at
Stake near the N.E. Corner of Neri Wil-
liams field then a straight line to a stake
near the Clover field since thence along
the out side of the fence E. to a stake

2
at the east end of the fence thence a straight
line to 71. 74, Taylor line on top of
a high Spur thence with H. H. Taylor's
line to a white Oak on or near a line of
a piece of land sold by T. G. Martin to
R. Dillman. thence with the Dillman line to
Meri William: lines to the beginning. Now
my desire is that Mary Webb have the
above named piece of land during her
natural life at her death I desire her
three Boys to have the land that is William
Benjamin, & Hiram or those of them that
may survive their mother. I desire that
the place where I now live on be rented
and the proceeds be applied to the support
of my wife and two daughters
Mahala & Victoria at the death of Ma-
linda Taylor I desire that the land re-
nted for her support be sold to H. C. &
John D Taylor for the sum of eighteen
Hundred Dollars if they can't pay for the
land in two years the time allowed by
me for them to for it in then the land to
be sold to the highest bidder on one ^{month}
— years credit and the personal — that
she may have at her death and after.
our funeral expenses and all other just

debts be paid. I desire that all the debts
 that is coming to me now due be collected
 and and the property that may be sold
 and all just claims paid that the re-
 mainder be equally divided among all
 the heirs except Mary, Henry C. Hiram
 H. + John D. Taylor. Mary to have Two
 Hundred Dollars paid to her in a way
 that Samuel Webb her husband cannot
wast or fool it away the other five give
 to wit Mandy Marthe Malinda M. Maud
 + Victoria to have Two hundred dollars
 in the divided more that the Boys are
 considered. I desire that a bay house
 One sided Car. One Corn mill One
 paten plow and One hill side plow, One
 Raffle gun and three hay stacks three
 Out Stacks and two hundred bushel of corn
 be sold on twelve months credit with
 bond and good free hold security leaving
 the Homestead all house hold + Kitchen
 furniture to be left with my wife as
 long as she remains my widow. I appoi-
 nt William H. Taylor + Henry C. Taylor
 my Executors, Given under my this 27th
 day of November 1881

B. B. Taylor

Attest

4

James P Carter
 J. C. Taylor
 Isaac Taylor

An addition to the foregoing Will the farm that I desire to be rented for the support of my wife and two Daughters when rented I desire is that they be paid out of what grows on the premises I desire my widow, Daughters to have a sufficiency for their support out of the rents and the balance to be sold as other effects there is a yoke of red Oxen one white Cow broken horn, two Sows and four shroats and all the wheat over twenty Bushels I further desire the division line between H. C. Taylor & John D Taylor on the Creek place to begin at the mouth of the Potomac Spring branch running and with the fence where it now stands the South East Corner of the old Preston field fence where it now stands thence a strate line to the out side fence where it now stands to the middle of the swag between the sink hole out side and the little hollow in side thence with the fence where it now stands to where H. C. Taylor hog-pen due South to Robinson's line, against the lot fence John D Taylor to have choice

of pieces Given under my hand this
13th December 1881.

Attest

B. B. Taylor

Isaac Taylor

J. C. Taylor

Virginia Scott County Court 10th January
1882. The last will and Testament of Benjamin
B. Taylor deceased was proved by the oaths
of Isaac Taylor and John C. Taylor witnesses
thereof and is ordered to be recorded

A copy List

S. H. Morrison D.C.

A copy List

C. M. Carter

B. B. Taylor
153 Copy of Will

Fee for Copy \$1⁰⁰

• "Will"

I Benjamin B Taylor being now of a sound mind & disposing memory do make the following as my last will and testament. 1st I desire that Hiram B. Taylor my son have the parcel of land contracted to him as the contract will show. 2nd I desire that Henry C. Taylor my son have the same land contracted to him except a small piece on the east end on top of the ridge on the same condition as set forth in the contract with H. C. Taylor myself except twenty dollars of the purchase money & five bushels of corn per year on the rent.

3rd I desire that John C. Taylor have all the land lying between the land sold to Hiram B. Taylor and that sold to H. C. Taylor from the top of the north fork not to the back side of a large field known as the Clover field, on the same conditions agreed on between said John C. Taylor and myself.

4th I desire that Mary Webb the wife of Samuel have a piece of land on the north side of the big ridge.

Beginning at Stake near the N.E. Corner of New Williams field then a straight line to a Stake near the Clover field fence thence along the

out side of the fence. E to a Stake at the
east end of the fence thence a Strait line
to 71. 44. Taylor line on top of a high spur
thence with T. H. Taylor's line to a white
oak on or near a line of a piece of
land sold by T. H. Martin to R. Dillion
thence with the Dillion line to Neri
William's line to the Beginning now
my desire is that Mary Webb have the
above named piece of land during her
Natural life at her Death I desire
her three Boys to have the land that
is William Benjamin & Bismarck those
of them that may survive their Mother
I desire that the place where I now live
on be Rented and the proceeds be
applid to the support of my wife and
two Daughters Mahala & Victoria at
the Death of Malinda Taylor I desire
that the lands Rented for her support
be sold to H. C. & John C Taylor for the
sum of Eighteen Hundred Dollars if they
cant pay for the land in two years
the time allowed by me for them to for
it in. then the land to be sold to the
highest bidder on one and a years credit
and the personal — that she may
have at her Death and after our

Funeral expenses and all other just
debts be paid. I desire that all the
debts that is coming to me now due
be collected and and the property that
may be sold and all just claims paid
that the Remainder be Equally divid
among all the heirs except Mary
Henry C. Hiram H. & John L. Taylor
Mary To have Two Hundred Dollars paid
to her in a way that Samuel Webb her
husband cannot wait or fool it away the
other five girls & Victoria to have two hun-
dred dollars each in the divide more that
the boys all considered. I desire that
a bay horse and one pided cow one
cane mill, one patton plow and one
hill side plow one rifle gun and
three hay stacks three oat stacks and
two hundred bushel of corn be sold
on twelve months credit with bond
and good freehold security waiving
the Homestead all house hold & kitchen
furniture to be left with my wife
as long as she remains my Widow
I appoint William H. Taylor & Henry
C. Taylor my executors. Given under
my hand this 27th day of November 1881
B. B. Taylor
Attest

Jas. J. Carter

J. O. Taylor

Isaac Taylor

An addition to the foregoing will be the farm that I desire to be rented for the support of my wife and two daughters when rented. I desire is that they be paid out of what grows on the premises I desire my widow. daughters to have a sufficiency for their support out of the rents and the Ballance to be sold as other effects there is a yoke of Red Oxen one white Cow broken horn two sows and four shoats and all the wheat over twenty Bushel I further desire the division line Between H. C. Taylor & John O. Taylor on the Creek place to Begin at the mouth of the Bottom spring branch running ad and with the fence where it now stands to the South East corner of the old Preston field & fence where it now stands thence a strate line to the east side fence where it now stands to the middle of the swag between the sink hole east side and the little hollow in side thence with the fence where it now stands to where H. H. Taylor hog pen due South to Robinetts lane against the lot fence John O. Taylor to have

choice of prices. Given under my
hand this 18th December 1881

Attest

B. S. P. Taylor Secy

Isaac Taylor

J. C. Taylor

Virginia Scott County Court 10 January 1882

The last will and Testament of
Benjamin S. P. Taylor deceased was pro-
ved by the oaths of Isaac Taylor and
John C. Taylor Witnesses thereto and
is ordered to be recorded.

A Copy Test

S. P. Morrison C. C.

A copy Test

to Mr Carter clk

B. S. P. Taylor

303 Copies

Will

Fee for copy \$1.00

Exhibit

"Will"

A List of property of B.B. Taylor deed appraised
by us A.B. Leadsoe S.S. Robinett & James H. Berry after
being duly sworn for that purpose the 30th day of January 1882

Wm Bostick One Note due 23 rd April 1880	\$ 125 00
" " " " 25 th Decr 1881	25 65
Wm Bloomer One Note " 29 Oct. 1878	19 00
Subject to the following Credits Decr	
17, 1877 \$ 20.00, Nov. 13 th 1880 \$ 25 Nov 29	
1881 \$ 10.00	
J.P. Robinett J.M. Tate & Harrison Webb	
One Note due 1 st Nov. 1876	250 00
Subject to a credit of \$ 15 July 5 1879	
Order from J.P. Robinett no date	50 00
Two County Claims due Jan 14, 1881	6 00
Acct Isaac Wolfe " Aug 17, 1878	1 00
" George Church " June "	2 00
Isaac Wolfe " Aug 17 "	1 00
A.H. Neely " " " "	1 00
James & Wm Begley " Oct. " 1877	1 00
J.E. Lawson " June 1878	50
Wm C. Fugate " " 1879	3 50
Order J.P. Robinett no date	5
Acct J.A. Morgan, Tre ^r April 19, 1879	1
" Isaac Williams, " Feb. 16, 1878	50
" William Bloomer No date	50
" John Scott " "	5 94
" J.J. Owens " Aug 1879	2 33
" Joseph Rhoda due Oct "	1 48
" Eli Bennett May 1876	87
" Charles Fletcher 1881	1 50

exhib^d

Inventory

Due for this copy \$0.50

B.B. Taylor
J.B. Appraiser

Copies

Acct Owen Franklin	Jan 1881	8
" Thomas Reynolds	Oct. 1874	4 46
Note N. Ash & A Purcell	March 17, 1877	1
" L. C. Duff	Oct 27 1877	100 00
Subject to the following Credits \$10.21		
March 1879	\$12.20	Dec. 15, 1879 \$10.58
Sept. 1881	\$6.80	Dec. 8 1881

We Andrew Bledsoe, Sampson S. Robinett & James H. Berry appraisers for the property of B. B. Taylor Decd. do Certify that the above list is true. Given under our hands 20th day of Jan. 1882.

Andrew Bledsoe

Sampson S. Robinett

James H. Berry

Examined & Approved, May 9th 1882

J. F. Hickam Comr of

Accts Scott Co Va

Virginia Scott County Court 11 April 1882

This Appraisement of the personal estate of B. B. Taylor Decd. was returned to Court & having been approved by the Commissioners of Accounts is therefore ordered to be recorded

Test.

S. H. Morrison L.C.C.

Acopy

List

C. M. Curlier clk

Virginia: All Rules held in the Clerk's
Office of the Circuit Court of Scott
County on Monday the 30 day of Oct., 1887.
Wm H. Bodie & wife & others Compls.

vs

In Chy.

W. H. & H. C. Taylor Exors. of B. B. Taylor Decd & others Defts.

The object of this suit is to compell
said Executors to account for \$2000.00
left by B. B. Taylor at his death and also
\$350.00 due from H. H. Taylor and \$280.00
due from H. C. Taylor and the sum
of \$250.00 due from John D. Taylor
with ^{legal} interest on all these sums.
require them to account for rents
the Creek land. To have the will of
Taylor Decd construed and to ascertain
sum each heir, devisee and legatee is
entitled to and to have a special com-
missioner appointed to settle said estate,
and it appearing from an affidavit
filed in this cause that John D. Taylor is
a nonresident of this state, It is there-
fore ordered that he appear here within
one month after due publication of this
order and do what is necessary to pro-
tect his interest therein.

Teste:

J. H. Taylor Clk.

Virginia Scott County Tenn:

This day J. H. Foyler Clerk of the Court
Court of said County came before me
and made oath that he this day posted
a copy of the within order at the
front door of the Court house.
This 20 day of Oct 1887.

L. M. Barber Clerk

M. B. Bortie. wife & others
vs
copy of C. V.

M. H. Foyler Clerk

Filed 20th Oct. 1887.

J. H. Foyler Clerk

An Inventory of the Sale of the Personal
 Property of B B Taylor deceased. made this the 2nd
 day of January 1882 on a credit of twelve months

M. M. Robinson	To One Cat Stack	\$ 12 00
Berry C. Taylor	To One Cat Stack	12 00
John A. Taylor	To One Cat Stack	10 00
Samuel Webb	To One Cow	16 00
H. J. Hubbard	To One Cow	25 00
John Ougherty	To One Yoke of Cattle	78 50
Malinda Taylor	To Six hogs	16 00
William H. Bostie	To One Horse	105 00
D. S. Taylor	To twenty one Bush-corn	10 00
H. C. Taylor	To twenty nine bushels of Corn	15 00
Malinda Taylor	To one hundred & fifty Bus. Corn	30 00
Samuel Webb	To One Hay Stack	1 00
M. M. Robinson	To one hay stack	1 00
D. S. Taylor	To One hay stack	1 00
H. C. Taylor	To One cane mill	1 00
H. S. Taylor	To one Rifle Gun	6 00
H. C. Taylor	To One hill side plow	5 00
J. O. Berry	To One bottom plow	5 25
William H. Taylor	} Admins	
H. C. Taylor		

Examined and approved March 7th 1882
 William F. Hickam Comr.
 of Accts. Scott Co Va.

Virginia Scott County Court

11th day of April 1882. This sale bill was
 returned to Court and ordered to be record

Test J. M. Johnson Clk

W H + H C Layton Esq^c
To 3 Sule Bill

B B Layton Esq^c

Free for copy \$0 25-

Copy
to
State

W M. Barton Clerk

NOTICE to TAKE DEPOSITIONS

W. H. Taylor & H. C. Taylor Executors to, Samuel Webb, Mary Webb, John D. Taylor and George A. Ewing Guardians and Heirs

You are hereby notified, that on the 6th day of June — , in the year

1889, at *Graves Branch School House in Powell district, Scott County Virginia*

we shall proceed to take the deposition of *John D. Taylor, Marilin Postie* — and others, to be read as evidence in *our* behalf, in a certain action now depending in the Circuit Court of Scott county, in the State of Virginia wherein *we are Complainants*

and you are *Defendants* ; and if from any cause the taking of the said deposition be not commenced, or if commenced, be not concluded on that day, the taking thereof will be adjourned from day to day and from place to place, until the same shall be completed.

*Wm H Postie Clerk
Counsel F. J Carter
Isa P Robinson*

by Counsel

Executed By delivering
a true copy of the
within to Samuel
Webb & Mary Webb
by giving copies
to Samuel Webb
June 1st 89 & executed
By delivering a true
copy to Harvey
Taylor's wife of the
within June 1st 89
J. S. Colendene
CSC

Wm. H. Boston to the
3rd notice
Wm. H. C. Taylor &

I accept service
of within notice
This May 15-1889.

Geo. A. Towing
Lyonsdon addition

Executed By delivering
a true copy of the within
to John Taylor 1st day
May 1889 & executed by
delivering a true copy
of the within to A. C.
Taylor June 1st 1889
J. S. Colendene
CSC

I certify that I delivered a true copy of the within
notice as herein specified on the back of notice to the within
named parties on the first day of June 1889
before me June 22nd 1889

Andrew Blosser JP

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF SCOTT COUNTY, Greeting:

WE COMMAND YOU TO SUMMON *W. H. Taylor and*
H. C. Taylor in their own right and as
Executors of B. B. Taylor Deed Samuel
Webb & Mary his wife, John D. Taylor,
Emory Taylor and Warley Taylor the last
two of whom are infant children of Hiram H. Taylor Deed
to appear before the Judge of our Circuit court of Scott county, at the court house
in the Clerk's office, at Rules, to be held for said Court on the 1st Monday in Oct.
next to answer a bill in Chancery exhibited in our said Court against - *them* by *Connolly*
H. J. Carter and Victoria his wife Ida P. Robinson &
Malinda M. his wife and L. H. Robinson and
Ananda his wife

AND HAVE THEN AND THERE THIS WRIT. WITNESS JOSEPH H TAYLOR, Clerk of our said
Court, at the Courthouse, this *23.* day of *Sept.* 1887 in the 112 year of the
Commonwealth.

J. H. Taylor Clerk.

C
Cannolly F. J. Carter
J. J. Carter

25 } Spa in City
O

W. H. H. C. Taylor George
J. J. Carter

Q. J. Rules 1887.

Executed by delivering
office copies to
the with in named
parties except govt
& Taylor he is a
nonresident of the
state oct 3rd 1887

J. R. Beverly 20 for

J. J. A. Clay 85c

The Commonwealth of Virginia.

TO THE SHERIFF OF SCOTT COUNTY, Greeting:

WE COMMAND YOU TO SUMMON

W. H. Taylor & H. C. Taylor
Exors. of B. B. Taylor Deed. the said H. C. Taylor
in his own right and as Executor of said
Samuel Webb Ed. Mary his wife, John D. Taylor
Emory Taylor and Morley Taylor the last two of whom are
to appear before the Judge of our Circuit Court of Scott county, at Court House thereof in Clerk's office,
at Rules to be held for said Court on the first Monday in *Oct* next to answer a bill ^{*amended*}
in Chancery exhibited in our said Court against *them* by *Wm. H.*
Bostic and others ^{*infants*}

And have you then and there this writ. WITNESS, JOSEPH H. TAYLOR, Clerk of our said Court,
at the Court House, this *18* day of *Sept* 188*8* in the *113* year of the
Commonwealth.

J. H. Taylor Clerk.

^c
W. H. Bortie et als

²³ 3/4 Spa in city
amended bill

W. H. Taylor et als

1st Monday Oct. 1888

~~Returned~~
Executed by
John Wolfenbarger
D.S. for —
J. G. Alley S.S., C
Sept 21 1888

I, J. B. Adams, hereby certify
 that the appended advertisement
 has been published for four
 successive weeks in the
 Progressive Age a weekly
 newspaper published in
 the town of Estlin
 Scott County, Virginia.
 Given under my hand 19
 Nov, 1887.

J. B. Adams
 Editor & Publisher
 The Prog. Age

VIRGINIA: At Rules held in the
 Clerk's office of the Circuit Court of
 Scott County, on Monday, the 3rd day of
 October, 1887.

Wm. H. Bostic and wife, et als., }
 Compts., vs. } In Ch'y.
 W. H. and H. C. Taylor, ex'rs. of }
 B. B. Taylor, dec'd, et als, defts.

The object of this suit is to compel said
 executors to account for \$2,000.00, left by
 B. B. Taylor at his death, and also \$350.00
 due from H. H. Taylor, and \$280.00 due
 from H. C. Taylor, and the sum of \$250.00
 due from John D. Taylor, with legal inter-
 est on all these sums. To require them to
 account for rents on the creek land. To
 have the will of B. B. Taylor, dec'd, con-
 strued, and to ascertain what sum each
 heir, devisee and legatee, is entitled to, and
 to have a special commissioner appointed
 to settle said estate. And it appearing
 from an affidavit filed in this cause, that
 John D. Taylor is a non-resident of this
 State, It is therefore ordered that he ap-
 pear here within one month after due pub-
 lication of this order and do what is nec-
 essary to protect his interest therein.

Teste—

J. H. TAYLOR,
 CLERK.

W. H. Bostie & others
vs J. C. Publication

B. B. Taylor's Exors & others

1887 Mar 19 filed
J. H. Taylor CM